

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**TOMMIE LEE HOPKINS,**

**Defendant.**

**No. 08-30226-DRH**

**ORDER**

**HERNDON, Chief Judge:**

This matter was referred to United States Magistrate Judge Clifford J. Proud for the specific purpose of conducting a change of plea for Defendant Hopkins, pursuant to **28 U.S.C. § 636, LOCAL RULE 72.1(b)(2)** and Defendant Hopkins' consent (Doc. 42). Pursuant to **FEDERAL RULE OF CRIMINAL PROCEDURE 11**, the change of plea hearing was held on August 12, 2009 (Doc. 38). During the change of plea, Defendant Hopkins plead guilty to Counts 1 and 2 of the Indictment following a thorough colloquy with Judge Proud. Thereafter, Judge Proud issued a Report and Recommendation ("the Report") recommending that the Court accept Defendant Hopkins' plea of guilty (Doc. 40). In accordance with **28 U.S.C. § 636(b)(1)(B)**, the parties were allowed ten (10) days from the issuance of the Report to file written objections. As of this date, neither party has filed objections. Therefore, the Court **ADOPTS** the Report in its entirety.

Thus it is the finding of the Court in the case of *United States v. Tommie Lee Hopkins* that Defendant Hopkins was fully competent and capable of

entering an informed plea, that he was aware of the nature of the charges and the consequences of the plea, and that the plea of guilty was a knowing and voluntary plea supported by an independent basis in fact containing each of the essential elements of the offense. Accordingly, the Court **ACCEPTS** Defendant Hopkins' guilty plea and **ADJUDGES** him **GUILTY** on Counts 1 and 2 of the Indictment. The Court **REMINDS** the parties that the sentencing is set for November 20, 2009 at 10:00 a.m.

**IT IS SO ORDERED.**

Signed this 1st day of September, 2009.

/s/ David R. Herndon

**Chief Judge**  
**United States District Court**